

**PART B - FEE(S) TRANSMITTAL**

Complete and send this form, together with applicable fee(s), to: **Mail**

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(703) 746-4000**

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**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

06/29/2005

**IBM CORPORATION**

Anne Vachon Dougherty ESQ  
3173 Cedar Road  
Yorktown Heights, NY 10598

10/03/2005 LWONDIH2 00000053 090457 09494643

01 FC:1501 1400.00 DA



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

**EXPRESS MAIL: EQ 088473012 45**

**Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

<u>Anne Vachon Dougherty</u>	(Depositor's name)
<u>Anne Vachon Dougherty</u>	(Signature)
<u>September 29, 2005</u>	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/494,643

01/31/2000

Jean-Marc Halbout

SMS999-002

3730

**TITLE OF INVENTION: SYSTEM AND METHOD FOR MEASURING AND PRICING MIDRANGE COMPUTER SERVER OUTSOURCING SERVICES**

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional

NO

\$1400

\$0

\$1400

09/29/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
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WOO, RICHARD SUKYOON

3639

705-001000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☒ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 JoAnn Kealy Crockatt
- 2 Anne Vachon Dougherty
- 3 \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

International Business  
Machines Corporation

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Armonk, New York

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 09-0457 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Anne Vachon Dougherty

Date September 29, 2005

Typed or printed name

Anne Vachon Dougherty

Registration No. 30,374

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Express Mail: EQ0088973012US  
Date of Deposit: September 29, 2005  
person making deposit: Anne Vachon Dougherty  
Anne Vachon Dougherty 9/29/05  
signature date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of : September 29, 2005  
J.M. Halbout, et al : Group Art No.: 3629  
Serial No. 09/494,643 : Examiner: Richard S. Woo  
Filed: January 31, 2000 : for IBM Corporation  
Anne Vachon Dougherty  
Title: SYSTEM AND METHOD FOR 3173 Cedar Road  
MEASURING AND PRICING Yorktown Hts, NY 10598  
MIDRANGE COMPUTER SERVER  
OUTSOURCING SERVICES

**REQUEST FOR CREDIT OF PREVIOUSLY-PAID  
ISSUE FEE TO DEPOSIT ACCOUNT**

Commissioner for Patents

Sir:

Applicants respectfully request that the Issue Fee, in the amount of \$1300.00 paid authorization by charge to Deposit Account 50-0629 submitted on June 26, 2003, be credited to Deposit Account 09-0457.

Applicants aver the following:

-that an Issue Fee Transmittal was submitted for the above-identified patent application on June 26, 2003. The Issue Fee Transmittal authorized the Commissioner to charge the required amount of \$1300.00 to Deposit Account 50-0629 (copy attached);

-that Deposit Account 50-0629 and Deposit Account 09-0457 are accounts which were both held in the name of assignee International Business Machines Corporation and that the undersigned attorney is and was authorized to request charges to both accounts;

-that the original Allowance of the patent application was withdrawn by the Examiner, after the June 26, 2003 payment of the Issue Fee, in an Office Action dated May 19, 2004;

-that a second Notice of Allowance for the patent application was mailed on June 29, 2005;

-that the current Issue Fee Transmittal is enclosed herewith, including authorization to charge Deposit Account 09-0457 in the amount of \$1400.00;

-that Applicants seek application of the \$1300.00 which has previously been debited from Deposit Account 50-0629 to Deposit Account 09-0457.

Respectfully submitted,

J. M. Halbout, et al

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